

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

MICHAEL KEVIN HOFFMAN, :
 :
 Petitioner, :
 :
 v. : Civ. Act. No. 06-473-JJF
 :
 THOMAS CARROLL, Warden, and JOSEPH :
 R. BIDEN, III, Attorney General :
 of the State of Delaware, :
 :
 Respondents. :

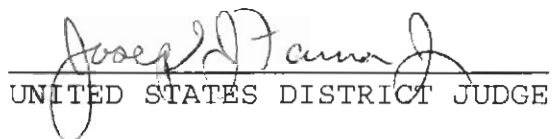
O R D E R

At Wilmington, this 13 day of June, 2007, for the reasons
set forth in the Memorandum Opinion issued this date;

IT IS HEREBY ORDERED that:

1. Petitioner Michael Kevin Hoffman's Application For A
Writ Of Habeas Corpus Pursuant To 28 U.S.C. § 2254 (D.I. 1) is
DISMISSED WITHOUT PREJUDICE to enable him to present his
unexhausted ineffective assistance of counsel claim to the
Delaware state courts.

2. The Court declines to issue a certificate of
appealability because Petitioner has failed to satisfy the
standards set forth in 28 U.S.C. § 2253(c)(2).


UNITED STATES DISTRICT JUDGE